

AN ORDINANCE

BY

Cleta H. Fowler

AN ORDINANCE AUTHORIZING THE MODIFICATION OF THE CITY OF ATLANTA'S CITYWIDE RADIO SYSTEM SERVICE AND SUPPORT AGREEMENT WITH MOTOROLA, INC., PURSUANT TO CITY CODE SECTION 2-1292, FOR SYSTEM AND SITE OPTIMIZATION SO AS TO INCLUDE WITHIN THE SCOPE OF THE CITY'S EXISTING SERVICE AND SUPPORT PLAN TERMS AND CONDITIONS FOR THE ACQUISITION OF CERTAIN EQUIPMENT FOR THE CITY; TO AUTHORIZE THE LEASE PURCHASE OF RADIO COVERAGE ENHANCEMENTS; TO AUTHORIZE THE MAYOR TO EXECUTE APPROPRIATE CONTRACTUAL AGREEMENTS WITH MOTOROLA, INC. FOR THIS PURPOSE, INCLUDING A MULTIYEAR LEASE/PURCHASE AGREEMENT FOR A TERM OF FIVE (5) YEARS IN AN AMOUNT NOT TO EXCEED THE SUM OF \$202,948.55 ANNUALLY; TO WAIVE THE PROVISIONS OF CITY CODE SECTION 2-1188 TO THE CONTRARY AS TO THESE TRANSACTIONS; AND FOR OTHER PURPOSES; ALL COSTS TO BE PAID FROM FUNDS APPROVED IN GENERAL FUND AND ENTERPRISE FUNDS BUDGETS FOR ACRS MAINTENANCE.

WHEREAS, the City and Motorola have in existence a Service Agreement, relating to the Citywide Radio System, and Motorola has been providing support and maintenance to the City pursuant to various terms and conditions under that agreement, as amended from time to time; and

WHEREAS, Motorola, Inc. will provide significant coverage enhancements, and equipment, for the Citywide Radio System; and

WHEREAS, the City and Motorola, Inc. desire to enter into appropriate contractual agreements, including a Communications Service Agreement (CSA) and an Equipment Lease/Purchase Agreement, thereby modifying the scope of the existing Service Agreement so as to include the latest coverage enhancements and equipment deemed necessary by the City; and

WHEREAS, the Police Department, the Department of Administrative Services, and the Director of the Bureau of Purchasing, have recommended that these transactions are in the best interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the Mayor is hereby authorized to execute appropriate contractual agreements on behalf of the City with Motorola, Inc., including a Communications Service Agreement (CSA), an Equipment Lease/Purchase Agreement, and any all related documentation for the purposes of system and site optimization, relocation of existing radio and microwave equipment, and the acquisition of equipment for overall Citywide radio system enhancements. That in furtherance of these purposes, and pursuant to City Code Section 2-1292, the scope of the existing Service Agreement and related terms and conditions for the Citywide radio system maintenance and support shall be modified and amended accordingly so as to incorporate within its scope the coverage enhancements and equipment deemed necessary herein.

SECTION 2: That the term of the Equipment Lease/Purchase Agreement shall not exceed a total term of five (5) successive years. That the annual lease payments shall not exceed the sum of \$202,948.55, for the five (5) year total aggregate lease payments of \$1,014,742.75.

SECTION 3: That the requirements of Section 2-1188 of the Procurement and Real Estate Code are waived as to these transactions only.

SECTION 3: That any such agreements with Motorola, Inc. shall not become binding upon the City and the City shall incur no obligation upon the same until such agreements have been approved by the City Attorney as to form, executed by the Mayor, sealed by the Municipal Clerk, and delivered to the contracting party.

SECTION 4: That all costs associated with these transactions shall be charged to and paid from the appropriate General Fund and Enterprise Fund budgets for ACRS maintenance.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

MAY 07, 2001
MAY 15, 2001

President Pro Tem Bond Presided

RCS# 2838
5/07/01
4:44 PM

Atlanta City Council

Regular Session

CONSENT

PAGES 1 THRU 13

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

| | | | |
|------------|-----------|-----------|-------------|
| NV McCarty | Y Dorsey | Y Moore | Y Thomas |
| Y Starnes | Y Woolard | Y Martin | Y Emmons |
| Y Bond | Y Morris | Y Maddox | Y Alexander |
| Y Winslow | Y Muller | Y Boazman | NV Pitts |

ITEM (S) REMOVED FROM
CONSENT AGENDA
01-O-0610

CONSENT

05/07/01 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 00-O-0264
2. 01-O-0603
3. 01-O-0604
4. 01-O-0612
5. 01-O-0529
6. 01-O-0608
7. 01-O-0623
8. 01-O-0624
9. 01-O-0593
10. 01-O-0482
11. 01-O-0548
12. 00-O-2056
13. 01-R-0575
14. 01-R-0576
15. 01-R-0577
16. 01-R-0578
17. 01-R-0579
18. 01-R-0580
19. 01-R-0648
20. 01-R-0581
21. 01-R-0574
22. 01-R-0594
23. 01-R-0595
24. 01-R-0617
25. 01-R-0491
26. 01-R-0571
27. 01-R-0572
28. 01-R-0602
29. 01-R-0565
30. 01-R-0644
31. 01-R-0552
32. 01-R-0553
33. 01-R-0554
34. 01-R-0555
35. 01-R-0556

**ITEMS ADVERSE
ON CONSENT AGENDA**

36. 01-R-0557
 37. 01-R-0558
 38. 01-R-0559
 39. 01-R-0560
 40. 01-R-0561
 41. 01-R-0562
 42. 01-R-0563
 43. 01-R-0564
-

01-0-0623

(Do Not Write Above This Line)

AN ORDINANCE *Charles H. Taylor*
BY *Michael R. Jones*

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- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 4/2/01

Referred To: Finance & Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee *Finance*
Date *4.11.01*
[Signature]
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
[Signature]
[Signature]
Refer To

Committee _____
Date _____
Chair _____
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

FINAL COUNCIL ACTION
☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

CERTIFIED
MAY 07 2001
[Signature]
COUNCIL PRESIDENT PROTEM

CERTIFIED
MAY 07 2001
Rachel Davidson Johnson
MUNICIPAL CLERK

APPROVED
MAY 05 2001
[Signature]
MAYOR'S ACTION